

9 FAM 41.107 Notes

(TL:VISA-277; 05-10-2001)

9 FAM 41.107 N1 Schedule of Fees

(TL:VISA-168; 08-08-1997)

The reciprocity fee to be collected for the issuance of a nonimmigrant visa is prescribed in the appropriate schedule of 9 FAM PART IV Appendix C, 300. These schedules, required by INA 221(c) and 281, are based upon the treatment accorded U.S. citizens, by the governments of the countries concerned and apply to nationals, permanent residents, refugees and stateless residents of those countries.

9 FAM 41.107 N2 MRV Processing Fee

(TL:VISA-277; 05-10-2001)

In addition to the fee authorized in 9 FAM 41.107 N1 above, sec. 140 of Pub. L. 103-236 authorizes the Secretary of State to collect a surcharge for processing applications for machine-readable nonimmigrant visas and machine-readable combined border-crossing cards. *The fee is set forth by regulation at 22 CFR Part 22.1.* Also see 9 FAM PART IV Appendix C, 200, Schedule of Fees, and Visa Services for Aliens, Item 26.

9 FAM 41.107 N3 Fee if Alien Entitled to C-2 Classification Accepts Other Type Visa

(TL:VISA-168; 08-08-1997)

An alien who would be entitled to a C-2 visa without fee, who is issued a visa under any other nonimmigrant classification, must pay the fee, if any, prescribed by the appropriate schedule in 9 FAM PART IV Appendix C, 200 for the category of visa issued.

9 FAM 41.107 N4 Crew-List Visa Fee

(TL:VISA-277; 05-10-2001)

See 9 FAM PART IV Appendix C, 200, Schedule of Fees, Visa Services for Aliens, Item 24 and 9 FAM 41.42 PN1.1.

9 FAM 41.107 N5 Waiving of Visa Fees

(TL:VISA-277; 05-10-2001)

The regulations [22 CFR 22.1] provide exemptions from the nonimmigrant visa issuance fees in the following instances:

(1) An official representative of a foreign government or an international or regional organization of which the U.S. is a member [see N5.1];

(2) An applicant transiting to and from the U.N. Headquarters;

(3) An applicant participating in a U.S. Government-sponsored program;

(4) Persons travelling to participate in charitable activities as determined by the Department [see 9 FAM 41.107 N5.2]; and

(5) Members and staff of an observer mission to the U.N. Headquarters recognized by the U.N. General Assembly, and their immediate families.

9 FAM 41.107 N5.1 Official Representatives of Foreign Governments

(TL:VISA-277; 05-10-2001)

No fees are charged for "A" or "G" visas - neither reciprocal nor application (MRV) fees.

9 FAM 41.107 N5.2 Aliens engaged in Charitable Activities

(TL:VISA-277; 05-10-2001)

A waiver of the nonimmigrant visa application and issuance fees may be obtained for an alien who will be engaged in charitable activities for a charitable organization upon the written request of that organization. The request must claim that the fees will impose a financial burden on the charitable organization. The consular officer must be satisfied that:

(1) The organization seeking relief from the fees is, if based in the United States, tax-exempt as a charitable organization under the provisions of section 501(c)(3) of the Internal Revenue Code (26 U.S.C. 501(c)(3)). If the organization is based outside the United States, it must establish that it is recognized as a charitable institution by the government of the country in which it is based under criteria substantially similar to those of section 501(c)(3);

(2) The charitable activities in which the alien will be engaged in are specified and will be a part of, or will be related to and in support of, the organization's provision of services, including but not limited to health care, food and housing, job training, and similar direct services and assistance to the poor and needy; and

(3) The request must include the location of the proposed activities, the number and identifying data of each of the alien(s) who will be applying for visas. (4) The proposed duration of the alien's temporary stay in the United States is to be reasonably consistent with the charitable purpose for which the alien(s) seek to enter the United States. [See also 9 FAM 41.2 Exhibit VIII.]

9 FAM 41.107 N6 Waiver of MRV Fee

(TL:VISA-277; 05-10-2001)

a. J visa applicants participating in USAID-sponsored and funded educational and cultural exchanges are exempt from the MRV fee. USAID-sponsored applicants must possess an IAP-66 which will contain a G-2 program number. All other J visa applicants, including those with other USG sponsorships, are subject to the MRV processing fee.

b. The current MRV fee is \$45 per applicant. Procedures for collecting this fee vary from post to post.